

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

YAN BARSHAY,

Plaintiff,

-v.-

MAHESH NAITHANI,

Defendant.

20 Civ. 8579 (KPF)

ORDER

KATHERINE POLK FAILLA, District Judge:

The Court is in receipt of Plaintiff's letter requesting leave to file a second amended complaint in this action. (Dkt. #25). Federal Rule of Civil Procedure 15(a)(2) provides that a court should freely give leave to amend "when justice so requires." Fed. R. Civ. P. 15(a)(2); *see also McCarthy v. Dun & Bradstreet Corp.*, 482 F.3d 184, 200 (2d Cir. 2007). Therefore, Plaintiff's request is GRANTED. Plaintiff shall file a second amended complaint on or before **March 9, 2022**. Defendant shall advise the Court on or before **March 23, 2022**, whether he intends to answer or otherwise respond to the second amended complaint, at which time the Court will set an appropriate schedule.

SO ORDERED.

Dated: February 16, 2022
New York, New York



KATHERINE POLK FAILLA
United States District Judge